

REMARKS

Restriction Requirement

Applicant herein acknowledges the restriction requirement in the above-referenced application. Claims 1 through 36 are currently pending in the application. The Office has identified the following groups of claims as being drawn to separate inventions:

Group I – claims 1 through 8, drawn to a hydraulic system for controllably moving an apron and a bucket of an earth moving apparatus, classified in class 037, subclass 416.

Group II – claims 9 through 16 and 19 through 23, drawn to an earth moving or ground leveling apparatus, classified in class 037, subclass 415.

Group III – claim 17, drawn to a method for the movement of a bucket and an apron of an earth moving apparatus, classified in class 037, subclass 195.

Group IV – claims 18 and 24, drawn to a method of controlling movement of a bucket and an apron of an earth moving apparatus, classified in class 037, subclass 466.

Group V – claims 25 through 29, drawn to an earth moving or ground leveling apparatus, classified in class 037, subclass 381.

Group VI – claims 30 through 33, drawn to an earth moving or ground leveling apparatus, classified in class 037, subclass 411.

Group VII – claims 34 and 35, drawn to an earth moving or ground leveling apparatus, classified in class 037, subclass 412.

Group VIII – claim 36, drawn to a method for the controlled expulsion of the contents of a bucket of an earth moving apparatus, classified in class 037, subclass 903.

Applicant hereby elects the claims of Group II, claims 9 through 16 and 19 through 23, without traverse.

The Office further required that applicant elect a single disclosed species as identified in the Office Action. The restriction requirement identified six species, Species I, identified as Figs. 1 through 9C, Species II, identified as Fig. 10, Species III, identified as Fig. 11, Species IV, identified as Fig. 12, Species V, identified as FIG. 13 and Species VI, identified as Fig. 14. No claim is considered generic. Applicants hereby elect Species I for examination.

Please Note Information Disclosure Statement

Applicants wish to draw the Examiner's attention to the Information Disclosure Statement filed with the Office on **November 10, 2004**, and respectfully request that the documents or other information referenced therein be made of record in the present application and that an initialed copy of the PTO-1449 form be returned to the undersigned attorney evidencing same.

Should any of the documents, or portions thereof, be unavailable to the Examiner for any reason, please contact the undersigned attorney, who will supply same immediately by facsimile or other suitable method of delivery.

CONCLUSION

An early Office Action on the merits is respectfully solicited.

Respectfully submitted,



Bretton L. Crockett
Registration No. 44,632
Attorney for Applicant
TRASKBRITT
P.O. Box 2550
Salt Lake City, Utah 84110-2550
Telephone: 801-532-1922

Date: April 15, 2005
BLC